

DOCKET NO.: 2002.01.037.WT0

PATENT

CLIENT NO.: SAMS01-00153

Customer No.: 23990



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Bryan J. Moles, et al.

Application No.: 09/992,818

Filed: November 14, 2001

For: METHOD AND APPARATUS FOR OPTIONAL AUTOMATIC  
CONFIGURATION OF WIRELESS COMMUNICATIONS  
DEVICE BEHAVIOR WITHIN SMALL AREA TRANSMITTER  
SERVICE REGIONS

Art Unit: 2618

Examiner: Tuan Pham

**MAIL STOP ISSUE FEE**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**GOOD FAITH AND CANDOR LETTER**  
**REGARDING PATENT TERM ADJUSTMENT**

The Applicants respectfully note that the patent term adjustment calculation appears to award an excessive term adjustment to the Applicants.

The Applicants believe the correct patent term adjustment calculation is 664 days, which includes:

- +640 days for the time between 14 months from filing and the first official action;
- -3 days for the Applicants' response (received on January 18, 2005) to the October

15, 2004 Office Action;

- +34 days for the issuance of the next Office Action on June 21, 2005, which was more than four months after the Applicants' response was received on January 18, 2005;
- -2 days for the Applicants' response (received on September 23, 2005) to the June 21, 2005 Office Action;
- -5 days for the Applicants' response (received on March 6, 2006) to the December 1, 2005 Office Action; and
- +0 days for the issuance of the next Office Action on June 19, 2006 (within four months of the Applicants' response received on March 6, 2006).

The Applicants respectfully request correction of the patent term adjustment calculation, as well as an opportunity to review any new patent term adjustment calculation.


The Commissioner is hereby authorized to charge any fees connected with this communication or credit any overpayment to Deposit Account No. 50-0208.

Respectfully submitted,

MUNCK BUTRUS, P.C.

Date: 11 Dec 2006

P.O. Drawer 800889  
Dallas, Texas 75380  
Phone: (972) 628-3600  
Fax: (972) 628-3616  
E-mail: [jmockler@munckbutrus.com](mailto:jmockler@munckbutrus.com)

  
\_\_\_\_\_  
John T. Mockler  
Registration No. 39,775